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Attorney for Defendant Josef F.
Boehm

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

Salley Purser

Plaintiff(s)

vs

Josef Boehm

Defendant(s)

Case No. (*Insert Case No*)

SCHEDULING AND PLANNING
CONFERENCE REPORT

1. **Meeting.** In accordance with Fed. R. Civ. P. 26(f), a meeting was held on (*April 5, 2007*) and was attended by:

Darell Jones attorney for plaintiff Salley Purser

Pam Sullivan attorney for defendant Josef Boehm

The parties recommend the following:

2. **Pre-Discovery Disclosures.** The information required by Fed. R. Civ. P. 26(a)(1):

_____ have been exchanged by the parties

_____ will be exchanged by the parties by *(insert date)*

Proposed changes to disclosure requirements: *(Insert proposed changes, if any)*

Preliminary witness lists

 X have been exchanged by the parties

_____ will be exchanged by the parties by *(insert date)*

3. **Contested Issues of Fact and Law.** Preliminarily, the parties expect the following issues of fact and/or law to be presented to the court at trial in this matter:

- A. Liability;
- B. Apportionment of fault; and
- C. Damages

4. **Discovery Plan.** The parties jointly propose to the court the following discovery plan.

A. Discovery will be needed on the following issues:

- 1. Criminal history records of parties and witnesses;
- 2. Psychiatric records of Plaintiff Purser and witnesses in criminal matter *USA v. Josef Boehm*, Case Number 3:04-cr-00003 JWS;
- 3. All statements made by witnesses and parties to the criminal matter *USA v. Josef Boehm*, Case Number 3:04-cr-00003 JWS;
- 4. Probation and parol records of all parties in this case;
- 5. All of discovery in the possession of the United States Attorneys Office in case *USA v. Josef Boehm*, Case Number 3:04-cr-00003 JWS;

B. Disclosure or discovery of electronically stored information should be handled as follows:

Stored on appropriate electronic medium and sent to appropriate party.

C. The parties have agreed to an order regarding claims of privilege or of protection as trial preparation material asserted after production as follows:

D. All discovery commenced in time to be completed by (*February 1, 2008*) ("discovery close date").

E. Limitations on Discovery.

1. Interrogatories

 X No change from Fed .R. Civ. P. 33(a)

 Maximum of by each party to any other party.

Responses due in days.

2. Requests for Admissions.

 X No change from Fed. R. Civ. P. 36(a).

 Maximum of requests.

Responses due in days.

3. Depositions.

 X No change from Fed. R. Civ. P. 36(a), (d).

 Maximum of depositions by each party.

Depositions not to exceed hours unless agreed to by all parties.

F. Reports from retained experts.

 X Not later than 90 days before the close of discovery subject to Fed. R. Civ. P. 26(a)(2)(C).

 Reports due:

From plaintiff (*insert date*)

From defendant (*insert date*)

G. Supplementation of disclosures and discovery responses are to be made:

 X Periodically at 60-day intervals from the entry of scheduling and planning order.

_____ As new information is acquired, but not later than 60 days before the close of discovery.

H. A final witness list, disclosing all lay and expert witnesses whom a party may wish to call at trial, will be due:

 X 45 days prior to the close of discovery.

_____ Not later than (*insert date*)

5. **Pretrial Motions.**

 X No change from D.Ak. LR 16.1(c).

The following changes to D.Ak. LR 16.1(c). [Check and complete all that apply]

_____ Motions to amend pleadings or add parties to be filed not later than (*insert date*).

_____ Motions under the discovery rules must be filed not later than (*insert date*).

_____ Motions in limine and dispositive motions must be filed not later than (*insert date*).

6. **Other Provisions:**

A. _____ The parties do not request a conference with the court before the entry of the scheduling order.

 X The parties request a scheduling conference with the court on the following issue(s):

Trial date

B. Alternative Dispute Resolution. [D.Ak. LR 16.2]

_____ This matter is not considered a candidate for court-annexed alternative dispute resolution.

 X The parties will file a request for alternative dispute resolution not later than November 1, 2007.

X Mediation Early Neutral Evaluation

C. The parties do X not consent to trial before a magistrate judge.

D. Compliance with the Disclosure Requirements of Fed. R. Civ. P. 7.1

 All parties have complied Compliance not required by any party

7. **Trial.**

A. The matter will be ready for trial:

 X 60 days after the discovery close date.

 not later than (*insert date*).

B. This matter is expected to take 20 days to try.
 full
 court

C. Jury Demanded X Yes No

Right to jury trial disputed? Yes X No

Dated: April 5, 2007

By: /s/
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By: /s/
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(Insert Signature Block for
Defendant's Attorney

